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9 Attorney for Debtors  
10 ANTHONY THOMAS and WENDI  
11 THOMAS and AT EMERALD, LLC

***ELECTRONICALLY FILED***  
***June 23, 2014***

9 UNITED STATES BANKRUPTCY COURT  
10 DISTRICT OF NEVADA

11 —ooOoo—

12 In Re:  
13 ANTHONY THOMAS and  
14 WENDI THOMAS,  
15 AT EMERALD, LLC,

Case No. BK-N-14-50333-BTB  
Case No. BK-N-14-50331-BTB

Chapter 11 Cases

[Jointly Administered]

16  
17 Debtors,

**DECLARATION OF ALAN R. SMITH  
IN SUPPORT OF EX PARTE MOTION  
FOR ORDER SHORTENING TIME  
FOR NOTICE AND HEARING ON  
MOTION TO SELL ASSETS FREE  
AND CLEAR OF LIENS AND  
MOTION TO FILE PURCHASE AND  
SALE AGREEMENT UNDER SEAL**

20 Hearing Date: OST Pending  
21 Hearing Time: OST Pending

22 I, ALAN R. SMITH, hereby declare under penalty of perjury that the following  
23 assertions are true:

24 1. I am the court appointed general counsel for the Debtor in the above-captioned  
25 Chapter 11 case. I have personal knowledge of the facts herein stated, and if called to testify  
26 as to such facts I would and could do so competently.

27 2. I have caused to be filed today an Ex Parte Motion For Order Shortening Time  
28 For Notice and Hearing on Motion To Sell Assets Free And Clear Of Liens And Motion To

1 File Purchase And Sale Agreement Under Seal. The reason for the request to shorten time  
2 is set forth in the Ex Parte Motion, and is adopted in this Declaration.

3 3. Pursuant to the Motion To Sell Assets Free And Clear Of Liens And Motion To  
4 File Purchase And Sale Agreement Under Seal, the Debtor seeks an order authorizing the  
5 immediate the sale of Debtor's asset, a 21,000 carat emerald. Ordinary notice requirements  
6 cannot be met without an order shortening time for a hearing to approve the immediate sale.  
7 Debtor requests that the motion be heard within seven days of the filing of the Motion as  
8 required by the Purchase And Sale Agreement.

9 DATED this 23<sup>rd</sup> day of June, 2012.

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11 By: /s/ Alan R. Smith  
12 ALAN R. SMITH, ESQ.  
13 Attorney for Debtors  
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